

"If we are to be tried in court, every law abiding citizen, however great or humble, should do everything in his power to cool the passions of men rather than add fuel to the flame."--Wm. D. Haywood in 1st of May Statement

The Industrial Union Bulletin

OFFICIAL PUBLICATION OF THE INDUSTRIAL WORKERS OF THE WORLD

"LABOR IS ENTITLED TO ALL IT PRODUCES"

Vol. I. No. 13.

CHICAGO, MAY 25, 1907.

50c. a Year.

ON TRAIL OF CONSPIRACY

The Trial Will Bring to Light Certain Facts which Show a Motive Whereby Capitalist Interests are Served by the Persecution.

(Special Correspondence to The Bulletin)

Boise, Idaho, May 9, 1907. I arose with the firing of a gun which I suppose is the sunrise salute from the fort nearby. It is not yet six o'clock. With the loud report there came in its wake the multitudinous howl of the coyote in the sacred wooded hills adjacent to Boise City. Monday, Darrow arguing in court the motion for a bill of particulars, had made a "solemn declaration" that the Haywood case would be tried in a civilized country where the prosecutors are not trappers seeking to ensnare men. But when I awoke a little while ago to the crack of the cannon, intoned by the plaint of the primitive beast of the wilds, the thought occurred to me that we are where civilization and its opposite meet and I am consoled by the hope that the powers of light will triumph over the powers of darkness, which the salute symbolized, by announcing the triumph of dawn over the fleeting hours of night.

The object of the motion for a bill of particulars was to bring the case upon a higher level, above the clandestine tactics of the prosecution, dictated and marked out by a detective agency. The granting of the motion would have brought the fight into the open and the defendant would have been granted the greatest chance possible under the law for his life. And it is not the solemn duty of the State to protect the defendant in a "civilized" manner, but to have the exponents of the modern state have solemnly taught, Haywood entrapped and in the dark today, exemplifies the labor movement, maneuvered as it is by the master minds of the capitalist state. Haywood stands the emblem of the cause of labor today. When he is shot, he is shot for you and me, for wage workers; when he speaks he speaks for our welfare; when he is wronged we are wronged. And if he is stabbed in the back it is the wage working class of the world that is stabbed.

It is important for our fellow workers to realize that every move made here for the good of the defense is for the good of us all, and all future generations, whithersoever dispersed around the globe. We men who have traveled westward seeking human freedom that we might enjoy the blessings of sweet liberty, whose constitution rights, laws of freedom and practice, and laws of evidence were supposed to be guarantees of the principles enunciated in the Declaration of Independence and published in the world in that concrete form July 4, 1776 which, indeed, is but the American expressions of those principles for which the oppressed, downtrodden and revolutionary class has fought on a thousand battle fields. It is but an axiom to say (or was so received and accepted at one time) that the constitution, the treaties and statutes made in pursuance thereof should be construed in the light and spirit of the Declaration which "goes forth like an angel of Peace liberating the down-trodden; none so low as to be beneath it, but as high as to be beyond its restraining power." The latest recital of the procedure in this case under the light of the history of the world's struggle toward human freedom and equality is sufficient to indicate to the wise what the "straw in the wind" has to teach.

To those who must or want to be shown before the SHOW comes off that Haywood has not a fair show (if it is true that world pomp and power is to lay, one of those principles of this trial, which we hope it will not) I would refer them to the cartoon of Combs, run in the Seattle Star, May 6. How truly it indicates the status of the case future generations will probably appreciate better than this one. It needs to be seen to be appreciated. The Goddess of Justice standing blindfolded, surrounded as she is by the representatives of different interests, each shouting a selfish appeal. The mine owner occupying the highest level and most envious position, is represented as shouting "GUILTY" into her left ear. Just behind the mine owner is the figure for the miners' union on the same level shouting "NOT GUILTY." Below and to the right is the pompous politician who is shouting "LISTEN TO ME." Almost right in front is the diminutive figure labeled socialist who is shouting "conspiracy." And last, but not least, is a form for the first man of the nation, duly labeled "Teddy," with his left arm and clinched fist in a commanding horizontal position, while his noble right arm and unopened hand is thrust upward in a perpendicular position, and he proclaims the words "UNDESIRABLE CITIZEN!" Amid all this uproar the Goddess of Justice has laid aside the scales and the sword and with her hands clasped her ears. Such is the significant attitude of the Goddess amid this confusion of tongues. My only comment is that if Justice does not control the balance and the sword then we are undone. The hope of freedom is with us. We are on the trail here and all we ask is

Justice, but we have not received the crumbs of Justice since our brothers were kidnapped by the corporate powers of wealth through the agencies of the State under the forms of law. The trial begins today and Honorable Judge Fremont Wood by his decision yesterday indicates that the strict letter of the law will be adhered to. One of the chief reasons assigned why he considered it would be an abuse of judicial discretion to grant Haywood's motion for a specific statement of the facts or acts he is to be charged with and tried for, was that the defendant had waived his right by pleading. Another reason found by the judge for denying the motion was the "solemn" declaration of Haywood's counsel upon several occasions of repeated statements of readiness for trial.

It is significant that in this, the greatest trial of modern times, the defendant has been kept in darkness, surrounded by mysteries and threatened with a threat and surprise when the evidence that is to be produced in court. The whole case seems to have been worked up by the detective agencies, and they have used various organs of the State in the preparation of the case; not a word seems to have been made but what it has been in accord with the outline marked out by the detectives. The governor has played a part; the first man of the nation has dispatched his valet with a message to Idaho and he himself has spoken from the throne; the Legislature responded with \$100,000; the press will always play a part for the interest that it serves; and now comes the Court of the Third Judicial District of the State of Idaho in and for Ada county. Whatsoever this Court shall say the Nation shall hear. Let us hope that only the rights of man and not the rights of corporate wealth may enter into this case. They cannot prove that Haywood deliberately planned with Orchard the assassination of Ex-Governor Steunenberg. That should be the issue of this case and the State should be required to prove beyond a reasonable doubt that Haywood did plan with Orchard to do the deed. And circumstantial evidence that Haywood was a union officer when something was done contrary to law by some one unknown (probably a Pinkerton at that) a thousand miles away in another State and at a time remote from all events directly connected with the Ex-Governor's death, should have no weight.

WADE R. PARKS.

Gooding in Plot Against the Defense

Boise, Idaho, May 17.—A tremendous sensation was created this morning as soon as court opened to continue the selection of jurors for the Haywood case now on here. Before the case itself was taken up, Judge Wood brought to attention the long write-ups in today's capitalist press of the interview with Harry Orchard given to, or rather, forced upon, the representatives of the Associated Press yesterday. The Ada County public prosecutor was ordered to proceed against those responsible for the affair, and it is quite possible that Governor Gooding, who arranged the interview, will be adjudged guilty of contempt.

The reports, which were sent all over the United States, were of a nature calculated to restore confidence in the now thoroughly discredited character and alleged "confession" of Harry Orchard, the prosecution's chief witness. The reports detailed how wonderfully prison life had changed him for the better, his health being "excellent," his mind "clear," "unmistakably serene," and "sane," and his moral make-up beautifully tinged with a new glow of "religious fervor," and "exaltation," indeed, it was said, by copious studies of "celestial stories." Everything possible was said to revive the belief, shown by the responses of the prospective jurors when under examination to be now long dead, that the prosecution's star witness was a man of honor and of impeccable reliability. The interview was arranged by Governor Gooding, solely with the purpose of influencing the future jury.

A tremendous excitement was, of course, the result when Judge Wood immediately after the court had been called to order, brought up the matter of the reports. Stating that he had read in the morning papers articles concerning the Orchard interview the Judge declared the publications were highly improper, coming as they did during the empaneling of the jury.

"While they appear to the court as not precisely in contempt," Judge Wood said, "they are nevertheless

calculated to influence the jury in this case. Something must be done to prevent a recurrence of this if we are to get a jury. The court is much surprised at this publication at this time, and will be glad to hear from counsel on the subject."

Haywood, the senior counsel for the prosecution, was first to jump up defending the Associated Press and Governor Gooding.

"This affair could only injure the State," he declared. "We are now, and always were opposed to the publication of anything at any time tending to prejudice possible jurors. Just how the court can prevent a recurrence except by a public request to the newspapers, I don't see."

Judge Wood immediately knocked spots out of this boast of Haywood's, saying: "If the court's request does not prevent, giving further emphasis to the position of the defense in the matter."

"There can be but one purpose in this joint reception of Governor Gooding and his friends Orchard," said he. "It was to influence the case at this time. I scarcely know how to frame my attitude in proper language. It seems to me that this effort to give Orchard credence must have come from the disclosures made here as to the attitude of certain tale-smen."

Orchard's published statement to the Associated Press correspondents is nothing but maudlin, religious idiosyncrasy. Every man must know that the statement of the governor as to Orchard's waiver of immunity is manifestly untrue. It is absurd to think that a man would willingly put the halter around his neck.

Darrow, as well as Richardson, exonerated the prosecution from any hand in the matter, but denounced the incident as the most flagrant attempt to influence a juror he had ever seen.

Land-frauder Borah, associate counsel for the prosecution, followed Darrow. He raged and expostulated and, as usual, knew "why the Associated Press couldn't see Harry Orchard, if it wanted to. He couldn't see him," he published interview could in any way prejudice the case of the defendant.

The conclusion of the scene was that Judge Wood instructed the county district attorney to make a thorough investigation of the matter, and then to proceed with vigor against the responsible persons.

The war correspondents to-night look like ducks in thunder.

Notwithstanding the sensational proceedings in court this morning, the Boise Evening News to-night contains extensive articles rehabilitating Orchard and extenuating Gooding's contemptuous course. In big running headlines the story says: "Gooding Made Play for Newspaper Notoriety—Endeavored to Make Orchard Interview Exclusive Story—Fell Victim to Newspaper Which He Thought Would Boost Him."

It was a dastardly outrage on this defendant. Anything that the court can do to protect itself and to protect his defendant and insure to him the fair trial to which he is entitled, will be heartily seconded by us.

"We do not believe the attorneys for the prosecution are responsible. We have been watching them closely and if they think they have done anything that we do not know they are much mistaken."

"I call on them now to denounce these things as emphatically as we have done."

"We especially object to the purported interview of the governor, saying what he had done to establish the credence of the witness. If it was not patent before that the governor of this state never intended that this defendant should have a fair trial, it is very evident now."

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Haywood on Trial in the Dark

The Whole Case Worked Up for the State by Private Detectives--Not a Move is Made that is Not Outlined by them.

(Special Correspondence to The Bulletin)

Boise, Idaho, May 16, 1907.

Everybody knows that ex-Governor Frank Steunenberg was brutally assassinated by the explosion of a bomb at the gate of his home in the city of Caldwell, this state, December 30, 1905. He was a thousand miles away (or will be admitted) when the murder was committed. He was in Denver, Colorado, and was the General Secretary Treasurer of the Western Federation of Miners, the most powerful labor organization in America. In form it is an Industrial Union, not a trade or craft union, and all who know anything about forms of labor organization know that the industrial form of organization is invincible. My purpose in diverting your attention momentarily to Industrial Unionism is not to convert you thereto, so much as to emphasize the fact of the prominence in the industrial movement of Haywood's position.

Shortly after the atrocious assassination there was arrested in Caldwell one Harry Orchard of many aliases. It is known that he had been in the employ of the Pinkerton or other detective agencies for years. He has operated for them in Colorado and in the Coeur d'Alenes of Idaho, and that, too, under the guise of a union man. Shortly after his arrest and preliminary trial, in all of which he acted in a manner not usual for assassins, there was staged the 25,000 word confession, said to have been drawn out only after an appeal to the memories of childhood, the biblical stories learned at "dear mother's" knee, of the family prayers and in short a detailed going over of all his early life before becoming "red," and then at the psychological moment the High Priest of Corporate Vandals, McParland, is represented as flashing upon the penitent the thought of the future, of death itself, of hell staring him in the face, of purgatory a long, long way up and far, far away, up almost beyond the vision of hope, he pointed him to the star of heaven; and it is said that the only motive appealed to to get rid of this world-staggering confession was a latent desire to go to heaven.

The next act in the drama marked the kidnapping by the sworn officers of the law; officers solemnly sworn to uphold the constitution of the United States and of the State of Idaho and the statutes made in pursuance thereof. It is perhaps a superfluity for me to recite here that the United States Supreme Court by a majority opinion said that they would not look into the kidnapping, for there was no law relating to such a procedure as kidnapping; that consequently there is no remedy in law for kidnapping and Haywood was therefore told he had no rights infringed upon.

The safeguards and constitutional guarantees for which the progressive, enlightened and liberty-loving peoples in all ages have fought to establish and maintain on a thousand battle fields were swept aside and the will and wish of corporate wealth became the rule of action—became law. And the members of the U. S. Supreme Court when they took office had made a solemn declaration that they would preserve and uphold these constitutional guarantees, these "SACRED RIGHTS," that the blessings that they hold would be enjoyed by future generations.

Has not yet been a generation since McKinley took up the missionary case, the heinous assimilation to extend to the islands of the sea American institutions, American constitution, the treaties and statutes made in pursuance thereof IN SO FAR AS CONGRESS DEEMED IT WISE SO TO DO; the missionary spirit and program extended to them the American flag, and American trade followed the AMERICAN flag, and then the Americans followed with the spelling book and a text book on the theological institutions. These Americans, so imbued with the missionary spirit, found something wrong even with the Catholic church of the Philippines, and even the American imported teachers were told it would be a crime to teach American history as taught in America and the possession of a copy of the American Declaration of Independence became prima facie evidence of crime. Now if old Senator Hoar was with us what would he say? His speeches in the U. S. Senate were prophetic of what we see today. Remember that General Frederick Funston cast an aspersions on the venerable senator. It may not be very rhetorical, but it is important that Funston is a factor of the prosecution, and this case is only an event that can be understood in the light of the world's historic class struggles.

Either Haywood and his associates conspired deliberately to murder Steunenberg or they did not. Now can the State prove that they did? That is the issue or it should be according to the solemn declarations of the prosecution.

The conspiracy to murder Steunenberg may yet be shown to have been concocted by the detectives in the interest of corporate wealth. Facts may come to light which will show a motive whereby certain interests would be conserved thereby. We are on the trail.

What we know of the plans to be carried out by the prosecution are reassuring by the degrees create in the interest of corporate wealth. There being no evidence of conspiracy, the State will drag its labor wars in which the W. F. M. has been involved for the past fifteen years and all incidents, even to the accidental killing of a strike-breaker who did not know how to get around in an unknown mine, will be made to assume the importance of a president, king or czar. Anything and everything will be introduced as evidence that can be slipped into a sensational story that will in any possible degree create in the public mind an impression that the W. F. M. is another name for the Western Federation of Murderers. They say this case is to be tried in court. But the outline of the prosecution's course and the presence here of an array of well-trained world-famous war correspondents is convincing to the wise that there is a higher court which it is hoped will demand the extinction of the Industrial Union known as the extinction of any union that wealth can control and direct but the eradication of the aims and objects from the minds of men of those union principles and objects that Haywood above all men cherishes and while he was at liberty so successfully inaugurated and promulgated.

The storm that is expected to follow the spectacular presentation of the case by the State is calculated to give rise to outbreaks which will call into action the military forces and in the terrible time that are to follow the people and public will forget about the land grafters, the railroad oppressors and the wrongs of monopolistic interests generally, and join the fray to extinguish Industrial Unionism from the earth.

I have only given you the outline. And I am not sure that all the parts are noted. I hope to soon get the time to send out the articles I have in contemplation and ancient motives for crime of murder and different parts of the plot as I see them. Attendance at court daily and my daily reports leave little time for gathering data or writing articles. I really wish all my theories here expressed would prove untrue, but the facts point to confirmation.

WADE R. PARKS.

New Charters Issued

Report on new local unions was overlooked last week. The omission, however, was not an indication of any suspension of activities, as three charters were issued, making a total of 101 since the convention. Four more this week give additional testimony to the empty talk that there is no I. W. W. and bring the total number of chartered organizations since the convention up to 104.

Workingmen, Take Notice

The general office of the Industrial Workers of the World warns workingmen everywhere, especially in the West, to beware of emissaries of reactionism, bearing credentials from C. O. Sherrill, who may come among them offering to organize them into a secret society on a "commission" basis. The scheme is no good and workingmen should admit none of the traveling grafters to their meetings.

Notice to Subscribers

We want every subscriber to the Industrial Union Bulletin to write a letter to the Postmaster General, Washington, D. C., demanding to know the reason why the second-class entry is withheld from this paper, three months having elapsed since we made application for same. DO IT NOW.

Stay Away from Yukon

An attempt is being made to get men to go to Dawson and other places Yukon, Canada, by representing that there is plenty of work in that northern country for all who go. The facts are that there are already more men of all occupations than can find work, and any worker going there is certain to meet with disappointment. Workingmen will best promote their own interests by staying away.

Borah is too busy just now to explain his connection with the timber wars of Idaho.

Painters' Protest

Union No. 366 of Pleasantville, N. Y. May 15, 1907. The Right Honorable Theodore Roosevelt, President of the United States of America, Washington.

Believing in your fair mindedness and integrity, we the members of the above Local, take the liberty of addressing you and enter our sincere protest against the illegal arrest and imprisonment of Messrs. Myer, Haywood and Pettibone officials of the Western Federation of Miners and also enter a protest against brothers of international trade and labor organizations, no matter with whom affiliated being classified as undesirable citizens for we recognize that all the signers of the declaration of inde-

pendence were undesirable citizens in the eyes of King George.

John Sutherland, Pres, Protem, W. H. Northrup, Robert Henry, Chas. Klaus, Calvin See, John Claus, S. D. Shaughnessy, Henry H. Reinhart, David Davidson, J. Frank Hartnett, George Strockbine, David Davidson, Jr., Willie Thurber, Frank Rady, Jas. Baron, Brotherhood of Painters, Decorators and Paperhangers, Union No. 366, Pleasantville, N. Y.

N. J.

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Idaho Timber Wolves

Boise, Id., May 11.—The raid of the "Big Stick" on the Idaho timber wolves has suddenly stopped just when success was most assured. A few hordes of the trailers of the pack are nailed up. Many of the leaders are in the toils, but when the slaughter was about to begin the army which was sent to the rescue arrived. A complaint known as political necessity suddenly developed, which may take many months to cure.

It is rough on Uncle Sam, whose pocket has been picked of \$1,000,000 in timber lands in Southern Idaho. He feared but little better in the Idaho timber lands. The citizens are under indictment for fishing out

bershin had dropped down from 390 to 35 paid up members.

Moved by Lawson, seconded by Simpson, that Organizer Forberg be retained in Kansas until further development carried.

Moved by Lawson, seconded by Simpson, that Organizer Forberg be retained in Kansas until further development. Carried.